

SERIAL NO. 09/728,973 DOCKET NO. ASP-7 BY ACF/wds
APPLICATION OF Nick N. Nguyen et al. MAILED: May 17, 2001
ENTITLED VAPORIZER

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☐ DECLARATION

- ☐ EXTENSION OF TIME
- ☐ NOTICE OF APPEAL
- ☐ OATH OR ☐ DECLARATION
- ☐ POWER OF ATTORNEY
- ☐ PRELIMINARY STATEMENT
- ☐ PRIORITY DOCUMENT
- ☐ STATUS INQUIRY
- ☐ SPECIFICATION _____ PGS
- ☐ CLAIMS _____
- ☐ _____

☒ IDS - FORM-1449 *w/Refs*

FORM 113788 REV. 7/96

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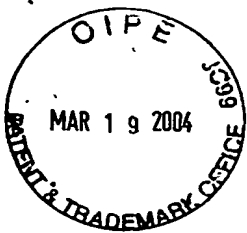
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FORM 113788 REV. 7/96





Docket No. ASP-7

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Nick N. Nguyen et al.

Serial No. : 09/728,973

Art Unit: 1744

Filed : December 4, 2000

Examiner:

For : VAPORIZER

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first class mail in an envelope addressed
to: Commissioner For Patents, Washington, D.C. 20231 on

May 17, 2001
(Date of Deposit)

Andrew C. Farmer
(Name of applicant, assignee, or Registered Representative)

(Signature)

May 17, 2001
(Date of Signature)

Commissioner for Patents
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this

information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

☒ In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

☐ In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

☐ Statement in Accordance with §1.97(e)
(attached); or

☐ Please charge Deposit Account No. 10-0750/ /
the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or

an action that otherwise closes prosecution and that it is accompanied by one of:

- ☐ Statement in Accordance with §1.97(e) (attached); or
- ☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in §1.17(p).

☒ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

☐ Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

- ☐ In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
- ☐ If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

☐ There are no listed references which are not in the English language.

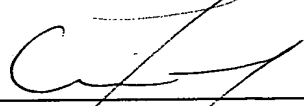
☐ The relevance of those listed references which are not in the English language is as follows:

☐ Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

☐ Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

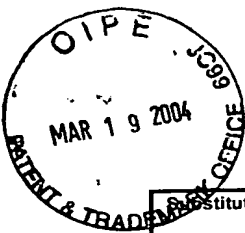
Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/ASP7/ACF. This form is submitted in triplicate.

Respectfully submitted,



Andrew C. Farmer
Reg. No. 35868
Attorney for Applicants

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-2825
DATED: May 17, 2001



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Institute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 5

Application Number	09/728,973
Filing Date	December 4, 2000
First Named Inventor	Nick N. Nguyen
Group Art Unit	1744
Examiner Name	
Attorney Docket Number	ASP-7

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		Number	Kind Code ² (if known)			
		4,643,876		Jacobs et al.	2/17/1987	
		4,756,882		Jacobs et al.	7/12/1988	
		6,106,772		Kohler et al.	8/22/2000	
		5,068,087		Childers	11/26/1991	
		5,508,009		Rickloff et al.	4/16/1996	
		5,445,792		Rickloff et al.	8/29/1995	
		4,863,688		Schmidt et al.	9/5/1989	
		5,512,244		Griffiths et al.	4/30/1996	
		5,897,831		Jacob et al.	4/27/1999	
		5,741,460		Jacob et al.	4/21/1998	
		5,451,368		Jacob	9/19/1995	
		5,393,490		Jacob	2/28/1995	
		5,302,343		Jacob	4/12/1994	

FOREIGN PATENT DOCUMENTS

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		Office ³	Number ⁴	Kind Code ⁵				

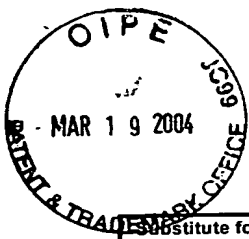
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 2 of 5

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First Named Inventor	Nick N. Nguyen
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Attorney Docket Number	ASP-7

U.S. PATENT DOCUMENTS

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		Number	Kind Code ² (if known)			
		5,200,158		Jacob	4/6/1993	
		5,171,525		Jacob	12/15/1992	
		4,976,920		Jacob	12/11/1990	
		5,087,418		Jacob	2/11/1992	
		4,818,488		Jacob	4/4/1989	
		4,801,427		Jacob	1/31/1989	
		4,169,123		Moore et al.	9/25/1979	
		4,169,124		Forstrom et al.	9/25/1979	
		4,756,882		Jacobs et al.	7/12/1988	
		4,744,951		Cummings et al.	5/17/1988	
		4,797,255		Hatanaka et al.	1/10/1989	

FOREIGN PATENT DOCUMENTS

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		Office ³	Number ⁴	Kind Code ⁵				

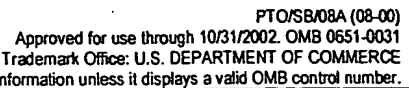
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<i>Filing Date</i>	December 4, 2000
<i>First Named Inventor</i>	Nick N. Nguyen
<i>Group Art Unit</i>	1744
<i>Examiner Name</i>	
<i>Attorney Docket Number</i>	ASP-7

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		Number	Kind Code ² (if known)			
		4,943,414		Jacobs et al.	7/24/1990	
		4,952,370		Cummings et al.	8/28/1990	
		5,115,166		Campbell et al.	5/19/1992	
		5,413,759		Campbell et al	5/9/1995	
		5,472,664		Campbell et al.	12/5/1995	
		5,603,895		Martens et al.	2/18/1997	
		5,656,238		Spencer et al.	8/12/1997	
		5,667,753		Jacobs et al.	9/16/1997	
		5,674,450		Lin et al.	10/7/1997	
		5,785,934		Jacobs et al.	7/28/1998	
		5,876,666		Lin et al.	3/2/1999	
		5,904,897		Kendall et al.	5/18/1999	

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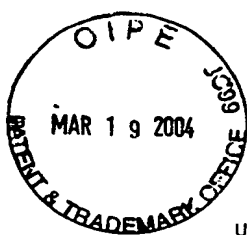
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Sheet 4 of 5

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		6,010,662		Lin et al.	1/4/2000	
		6,030,579		Addy et al.	2/29/2000	
		6,068,817		Addy et al.	5/30/2000	
		6,096,265		Mezger et al.	8/1/2000	
		5,756,139		Harvey et al.	5/26/1998	

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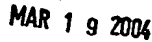
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[illegible]

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